

**STATE BOARD OF BARBER EXAMINERS**

**Will meet on  
Monday, February 9, 2009  
at 9:00 a.m.**

**Indiana Government Center-South  
Conference Center, Room #5  
402 West Washington Street  
Indianapolis, Indiana**

- I. CALL TO ORDER & ESTABLISHMENT OF QUORUM** **9:00 a.m.**
- II. ADOPTION OF THE AGENDA**
- III. ADOPTION OF THE MINUTES FROM THE AUGUST 11, 2008 MEETING OF THE BOARD**
- IV. OLD/NEW BUSINESS**
  - A. ADMINISTRATIVE HEARINGS**
    - 1. 9:00 am Beth Ann Ward, BA08700793  
Administrative Cause No. SBBE 07-01  
RE: Order to Show Cause
    - 2. 9:00 am Julius D. Bryson, BA10600082  
Administrative Cause No. SBBE 08-13  
RE: Disciplinary Hearing
  - B. CONSIDERATION OF REQUEST FOR WAIVER OF THREE YEAR DEADLINE TO PASS THE BARBER EXAMINATION**
    - 1. Kevin LaMonte Dean
  - C. GRANTING OR DENYING PETITIONS FOR REVIEW AND APPOINTMENT OF ADMINISTRATIVE LAW JUDGE**
    - 1. Rodney W. Robinson  
Re: Petition for Review of Barber License Issued on Probation
- V. REVIEW OF APPLICATIONS**
  - A.** Examination for Barber License
  - B.** Reciprocity License
  - C.** Barber Shop License
  - D.** Examination for Barber Instructor Registration
  - E.** Barber School
- VI. ADJOURNMENT**

**Next Scheduled Meeting:**  
Monday, April 13, 2009  
Scheduled at 9:00 a.m.  
Indiana Government Center-South







**STATE BOARD OF BARBER EXAMINERS  
BOARD MEETING  
MONDAY, AUGUST 11, 2008  
INDIANA GOVERNMENT CENTER SOUTH  
CONFERENCE CENTER, CONFERENCE ROOM 5  
402 W WASHINGTON STREET  
INDIANAPOLIS, IN 46204**

**MINUTES OF THE MEETING**

**BOARD MEMBERS PRESENT:** Owen Cheatham, President  
Pat Catanzarite, Vice President  
Ray Falls, Secretary

**STATE OFFICIALS PRESENT:** Tracy Hicks, Board Director  
Christina Wiseley, Assistant Board Director  
Phillip Thompson, Deputy Attorney General

**MINUTE NO. 08-25  
CALL TO ORDER**

President Cheatham called the meeting to order at 9:00 a.m., pursuant to public notice posted at least forty-eight (48) hours before the time of the meeting.

**MINUTE NO. 08-26  
ADOPTION OF THE AGENDA**

P. Catanzarite moved to adopt the August 11, 2008 agenda. R. Falls seconded the motion. Motion carried.

**MINUTE NO. 08-27  
ADOPTION OF THE MINUTES OF THE JUNE 9, 2008 MEETING**

R. Falls moved to adopt the minutes of the June 9, 2008 meeting. P. Catanzarite seconded the motion. Motion carried.

**MINUTE NO. 08-28  
DELIBERATION AND ISSUANCE OF FINAL ORDER**

R. Falls moved to affirm the Administrative Law Judge's Order and issue a Final Order in the matter of Deandre Dickerson, SBBE 08-02. P. Catanzarite seconded the motion. Motion carried.

**MINUTE NO. 08-29  
PERSONAL APPEARANCE IN THE MATTER OF BETH ANN WARD, BA08700793, SBBE 07-01**

Beth Ann Ward failed to appear before the board. The board requested that she be notified that an explanation is required along with a letter from her treatment center updating the board on



her treatment. Failure to do so will result in the issuance of an Order to Show Cause and possible further sanctions.

**MINUTE NO. 08-30**

**APPROVAL OF COSTS PURSUANT TO IC 25-1-11-18**

P. Catanzarite moved to approve the costs pursuant to IC 25-1-11-18 in the matter of J.R. Barber & Styling Salon, SBBE 07-20, \$105.95, and Leroy's Barber Shop, SBBE 08-01, \$105.95. R. Falls seconded the motion. Motion carried.

**MINUTE NO. 08-31**

**CORRESPONDENCE FROM NANCY BARSIC, SUCCESS SCHOOLS, LLC**

R. Falls moved to notify Success Schools, LLC and their attorney that they cannot change their decision and they cannot sanction manicuring in the barber curriculum. P. Catanzarite seconded the motion. Motion carried.

**MINUTE NO. 08-32**

**REVIEW OF APPLICATIONS**

R. Falls moved to approve the application for barber license for issuance on probation for a period of one year in the matter of James Hurd. P. Catanzarite seconded the motion. Motion carried.

R. Falls moved to approve the application for barber license in the matter of Michael Paige. P. Catanzarite seconded the motion. Motion carried.

R. Falls moved to approve the application for barber license for issuance on indefinite probation and require a personal appearance upon release from prison in the matter of George L. Redman. P. Catanzarite seconded the motion. Motion carried.

P. Catanzarite moved to approve the application for barber license for issuance on indefinite probation with a restriction that he may not practice on minors and require a personal appearance upon release from prison in the matter of George L. Redman. R. Falls seconded the motion. Motion carried.

R. Falls moved to deny the application for reciprocity barber license in the matter of Chen Siso pursuant to IC 25-7-6-1(a). P. Catanzarite seconded the motion. Motion carried.

P. Catanzarite moved to approve the application for renewal of barber license and require passing the barber examination in the matter of Diane M. Good and Feleca Rowley and to require the barber examination for every renewal applicant that has expired for more than five years. R. Falls seconded the motion. Motion carried.

**MINUTE NO. 08-33**

**PUBLIC COMMENTS**

Terry Bean reported to the board that he is in the process of opening a barber school in LaPorte Indiana.

**MINUTE NO. 08-34**

**ADJOURNMENT**

There being no further business to discuss, the meeting adjourned at 10:35 a.m.





DATED: \_\_\_\_\_

\_\_\_\_\_  
Owen Cheatham, President

\_\_\_\_\_  
Attested by:  
Tracy Hicks, Board Director

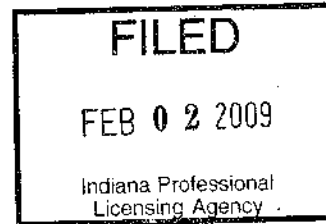






BEFORE THE STATE  
BOARD OF BARBER EXAMINERS  
CAUSE NO.: SBCE 07-01

STATE OF INDIANA, )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 BETH ANN WARD, )  
 License Number: BA08700793, )  
 )  
 Respondent. )



ORDER TO SHOW CAUSE

Comes now the State Board of Barber Examiners (hereinafter "Board"), on its own motion and hereby ORDERS Respondent, Beth Ann Ward, to appear before the Board on February 9, 2009 at 9:00 a.m., in room 5 of the Conference Center, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204.

Respondent is to show cause why Respondent's license to practice as a barber, license number BA08700793, should not be summarily suspended, on an emergency basis, or whether other disciplinary action should be imposed due to noncompliance with the probationary terms as set forth in the Board's Final Order Accepting Proposed Findings Of Fact, Conclusions of Law, and Order of November 21, 2007, in that, Respondent Beth Ann Ward has failed to comply with the following terms and conditions:

- a. While on probation, Respondent must make personal appearances at each Board meeting during the time that she is on probation. The personal appearances shall be made on

the dates that the Board meets for its regularly scheduled meetings. Respondent will be provided notice of when those meetings will occur.

b. Respondent must also update the Board on her treatment by providing a letter from the place of treatment.

c. Respondent shall pay a civil penalty of two hundred fifty dollars (\$250.00) within six (6) months of the date of this Final Order.

Respondent Ward has failed to appear before the Board April 14, 2008 and August 11, 2008, failed to provide a letter from the place of treatment, and failed to provide the above-mentioned payment to the Board.

A copy of the November 21, 2007 Final Order Accepting Proposed Findings Of Fact, Conclusions of Law, and Order is attached hereto and incorporated by reference as Exhibit A.

1. This notice is being provided to Respondent, Beth Ann Ward, 4778 Parkstone Lane, Avon, IN 46123.

2. This notice is being provided to counsel for the State of Indiana, Natalie Stidd, Deputy Attorney General, Office of the Attorney General, Indiana Government South, 5<sup>th</sup> Floor, 402 W. Washington Street, Indianapolis, IN 46204, telephone no. (317) 232-6229.

3. The official cause number of this action is SBBE 07-01.

4. The Board is empowered to hold this disciplinary hearing pursuant to the authority of IC 25-1-11 and IC 4-21.5-3 et seq.

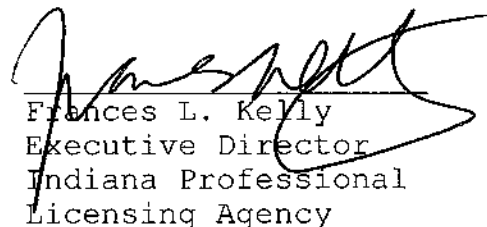
5. The Board will be presiding as administrative law judge.

Tracy Hicks, Board Director, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, 402 West Washington Street, Room W072, Indianapolis, Indiana 46204, by telephone at (317) 234-3052, by email at thicks@PLA.IN.gov, or by facsimile at (317) 233-4236.

6. A party who fails to attend or participate in a prehearing conference, hearing or other later stage of this proceeding may be held in default or have the proceeding dismissed under section 24 of IC 4-21.5-3.

All of which is ORDERED, ADJUDGED AND DECREED, this 02 day of February, 2009.

STATE BOARD OF BARBER  
EXAMINERS

  
Frances L. Kelly  
Executive Director  
Indiana Professional  
Licensing Agency

Copies to:

Beth Ann Ward  
4778 Parkstone Lane  
Avon, IN 46123.

CERTIFIED MAIL NO. 7002 0510 0002 5862 8734

Daniel F. Zielinski  
Steuerwald Zielinski & Whitham  
106 N. Washington Street  
PO Box 503  
Danville, IN 46122-0503

Natalie Stidd  
Deputy Attorney General  
Office of the Attorney General  
Indiana Government Center South, 5<sup>th</sup> Floor  
402 W. Washington Street  
Indianapolis, IN 46204



BEFORE THE STATE BOARD  
BARBER EXAMINERS  
CAUSE NO: **SBBE: 07-01**

STATE OF INDIANA,

Petitioner,

v.

BETH ANN WARD,  
License Number: BA08700793,

Respondent.

FILED

NOV 21 2007

Indiana Professional  
Licensing Agency

**FINAL ORDER ACCEPTING PROPOSED FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND ORDER**

Respondent Beth Ann Ward is licensed by the State Board of Barber Examiners (hereinafter "Board") as a barber, holding license number BA08700793. Petitioner filed a Complaint against Respondent, on February 19, 2007, charging Respondent with violations of Indiana Code 25-1-11-5. The parties have entered into an agreement settling all issues alleged in the Complaint. The Board reviewed the matter and the Proposed Findings of Fact, Conclusions of Law and Order (hereinafter "Proposed Settlement") at its duly noticed public meeting on October 22, 2007 in Indianapolis, Indiana. The Board accepted and approved the Proposed Settlement, which is attached hereto as Exhibit "A" and incorporated by reference into this Final Order.

**WHEREFORE**, the Board hereby accepts and approves the Proposed Settlement, settling all matters in this case consistent with the terms of the agreement between the parties, and Respondent is hereby **ORDERED** to abide by the terms of the Proposed Settlement.

## ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. Respondent's license (license number BA08700793) to practice as a barber in Indiana is hereby placed on INDEFINITE PROBATION, with no right to petition for [withdrawal] until twelve (12) months following the date that this FINAL ORDER is signed.

2. While on probation, Respondent must make personal appearances at each Board meeting during the time that she is on probation. The personal appearances shall be made on the dates that the Board meets for its regularly scheduled meetings. Respondent will be provided notice of when those meetings will occur.

3. Respondent must also update the Board on her treatment by providing a letter from the place of treatment.

4. Respondent shall pay a civil penalty of two hundred fifty dollars (\$250.00) within six (6) months of the date of this Final Order.

5. Failure of Respondent to abide by the terms of this agreement shall subject her to the issuance of a Show Cause Order and the possibility of further sanctions.

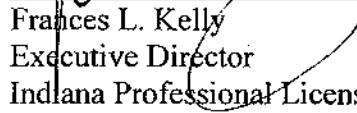
6. Respondent shall abide by all statutes, rules, and regulations pertaining to the practice of barbers.

This Final Order shall become effective upon its issuance.

So ordered this 21 day of November, 2007.

STATE BOARD OF BARBER  
EXAMINERS

By:

  
Frances L. Kelly  
Executive Director  
Indiana Professional Licensing Agency

DISTRIBUTION:

Beth Ann Ward

INSERT ADDRESS

**CERTIFIED MAIL**

**RETURN RECEIPT REQUESTED**

7005 3110 0002 4934 0647

Daniel F. Zielinski  
Steuerwald Zielinski & Witham  
106 N. Washington St  
PO Box 503  
Danville, IN 46122-0503

Jeremy Braunstein  
Deputy Attorney General  
Office of the Attorney General  
Indiana Government Center South  
402 West Washington Street, 5<sup>th</sup> Floor  
Indianapolis, IN 46204

BEFORE THE STATE BOARD BARBER  
EXAMINERS  
CAUSE NO: SBBE: 07-01

STATE OF INDIANA,

Petitioner,

v.

BETH ANN WARD

License Number: BA08700793

Respondent.



**PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

The State of Indiana ("Petitioner"), by counsel, Jeremy Braunstein, Deputy Attorney General, and Beth Ann Ward ("Respondent"), represented by counsel, Daniel Zielinski, now submit to the State Board of Barber Examiners ("Board") their Proposed Findings of Fact, Conclusions of Law and Order ("Proposed Settlement") in the above case.

**FINDINGS OF FACT**

1. Respondent's address on file with the State Board of Barber Examiners ("Board") is 4778 Parkstone Lane, Avon, Indiana 46123. Respondent is a licensed Barber holding license number BA08700793.
2. On or about April 14, 2003, Respondent was charged with Theft, a Class D Felony and Possession of a scheduled III drug, a Class D Felony. Respondent pled guilty to one count of theft on April 27, 2004. Respondent was sentenced to one year in prison, which was suspended. Respondent was also sentenced to one year of probation, ordered to perform ten hours of community service, ordered to take a theft class and to participate in a substance abuse

treatment plan, and ordered to issue a letter of apology to the victims.

3. Respondent is also a licensed real estate salesperson holding license number SP30300462 (suspended).

4. The charges stemmed from Respondent's theft of Vicodin from a homeowner's house during a showing.

5. On April 4, 2005, the Indiana Real Estate Commission ("IREC") issued a Final Order to indefinitely suspend Respondent's real estate salesperson license. The IREC found that Respondent stole a bottle of Vicodin during a showing and that she was addicted to Vicodin.

#### **CONCLUSIONS OF LAW**

6. Respondent's conduct as described above constitutes a violation of Ind. Code 25-1-11-5(a)(2) in that Respondent has been convicted of Theft, a Class D Felony which had a direct bearing on Respondent's ability to continue to practice competently.

7. Respondent's conduct as described above constitutes a violation of Ind. Code 25-1-11-5(a)(4)(D) in that Respondent had an addiction to drugs that could have endangered the public by impairing her ability to practice safely if not in continual treatment.

#### **MITIGATING CIRCUMSTANCES**

8. The Respondent's violations of the Barber statutes and rules of Indiana are serious violations that normally would warrant a more severe sanction. However, during the settlement conference, the Respondent presented several mitigating factors that he would like the Board to consider in approving a less severe sanction. The Respondent would like the Board to take into account the following mitigating factors:

a. Respondent took responsibility for her actions.

b. Respondent has participated in Intensive Outpatient Treatment.

- c. Respondent abided by each and every term as ordered by the Court in her plea agreement.
- d. Respondent was cooperative with the attorney general and answered any questions asked of her by the deputy attorney general and Board liaison.

### JOINT STIPULATIONS

9. It is expressly understood that this Proposed Settlement is subject to the Board's acceptance and has no force and effect until a Final Order based upon the Proposed Settlement is issued by the Board.

10. This Proposed Settlement is executed by Respondent for the purpose of avoiding further administrative action with respect to this cause. Furthermore, should this Proposed Settlement not be accepted by the Board, it is agreed that presentation to and consideration of this Proposed Settlement shall not unfairly or illegally prejudice the Board or any of its members or the Respondent from further participation in or resolution of these proceedings.

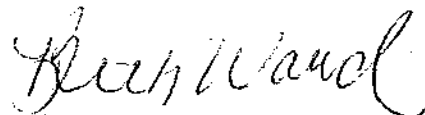
11. Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of this Proposed Settlement or the Board's Final Order in response.

### ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. Respondent's license (license number BA08700793) to practice as a barber in Indiana is hereby placed on INDEFINITE PROBATION, with no right to petition for reinstatement until twelve (12) months following the date that the FINAL ORDER is signed.

2. While on probation, Respondent must make personal appearances at each board meeting during the time that she is on probation. The personal appearances shall be made on the dates that the Board meets for its regularly scheduled meetings. Respondent will be provided notice of when those meetings will occur.



3. Respondent must also update the Board on her treatment by providing a letter from the place of treatment.

4. Respondent shall pay a civil penalty of Two-Hundred Fifty Dollars (\$250.00) within six (6) months of the date of the final order.

5. Failure of Respondent to abide by the terms of this agreement shall subject him to the issuance of a Show Cause Order and the possibility of further sanctions.

I HAVE PARTICIPATED IN A SETTLEMENT WITH THE PARTIES AND RECOMMEND THIS PROPOSED SETTLEMENT TO THE BOARD.

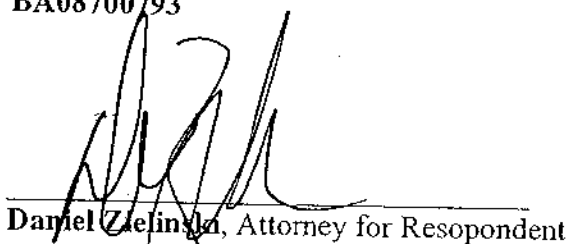


Beth Ann Ward

BA08700793

8-22-07

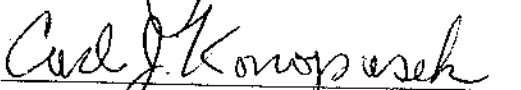
Date



Daniel Zielinski, Attorney for Resopondent

8-23-07

Date



Carl Konopasek, Board Liaison  
to the Office of the Attorney General

10-22-07

Date



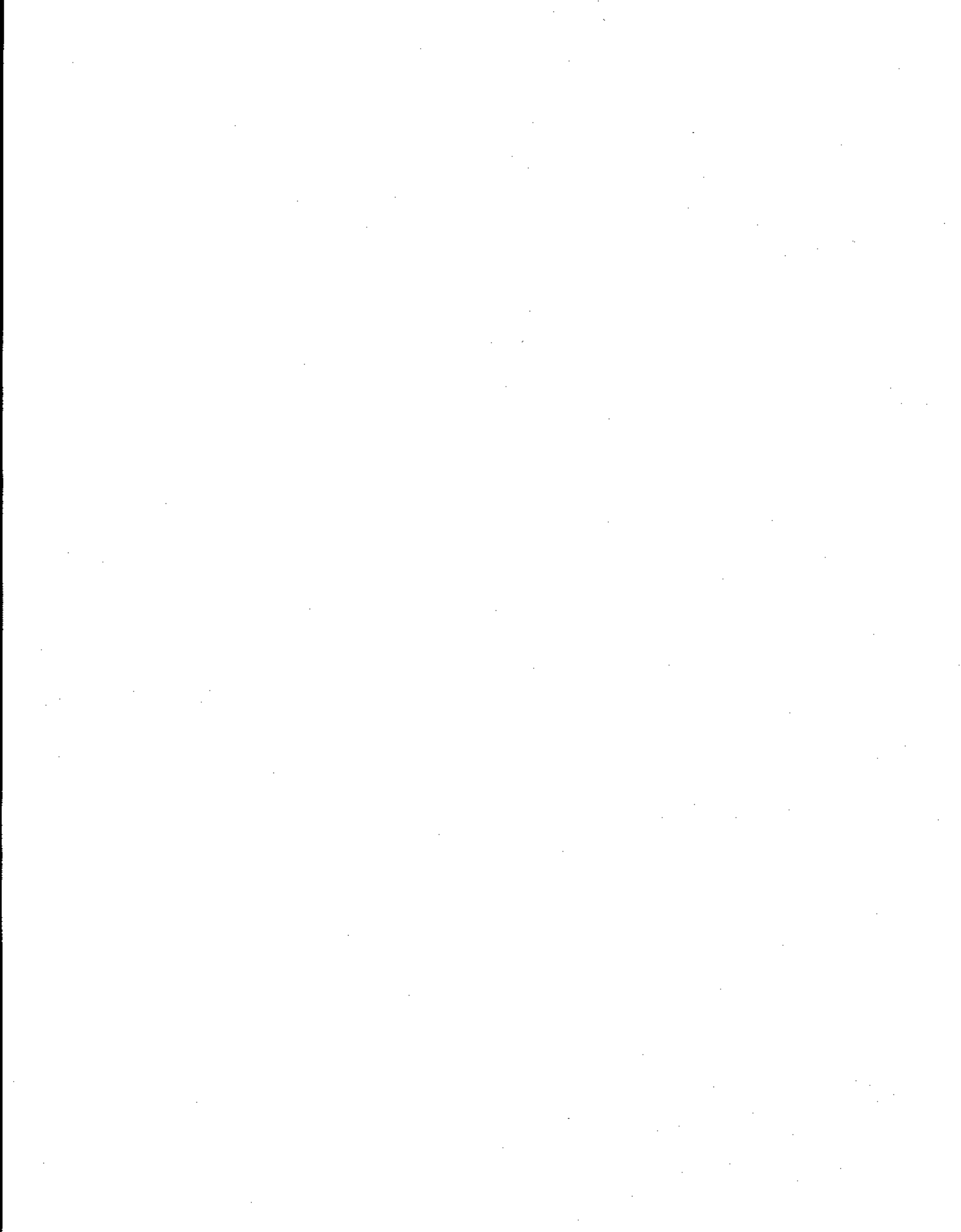
Jeremy Braunstein, Deputy  
Attorney General

9/10/07

Date









BEFORE THE STATE BOARD OF  
BARBER EXAMINERS  
CAUSE NO.: SBBE 08-13

IN THE MATTER OF THE LICENSE OF )  
JULIUS D. BRYSON )  
LICENSE NO: BA10600082 )



HEARING NOTICE

Comes now the State Board of Barber Examiners (hereinafter "Board") pursuant to IC 4-21.5-3-20 and issues the following hearing notice:

1. This notice is being provided to Julius D. Bryson, 313 Berkley Court, #1, Radcliff, KY 40160.

2. This notice is being provided to counsel for the State of Indiana, Natalie R. Stidd, Deputy Attorney General, Office of the Attorney General, Indiana Government Center South, 402 W. Washington Street, 5<sup>th</sup> Floor, Indianapolis, IN 46204 telephone no. (317) 232-6229.

3. The official cause number of this action is SBBE 08-13.

4. This action is a disciplinary proceeding to determine whether or not a disciplinary sanction should be imposed on the Respondent's license.

5. A hearing regarding this matter will be held on the 9<sup>th</sup> day of February, 2009 at 9:00 o'clock a.m., in room 5 of the Conference Center, Indiana Government Center South, 402 W. Washington St., Indianapolis, Indiana 46204.

6. The Board is empowered to hold this administrative hearing pursuant to the authority of IC 25-1-11 and IC 4-21.5-3.

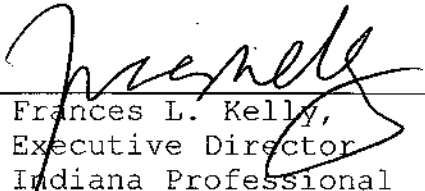
7. The Board will be presiding as Administrative Law Judge. Tracy Hicks, Board Director, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, 402 West Washington Street, Room W072, Indianapolis, Indiana 46204, by telephone at (317) 234-3052, by email at thicks@PLA.IN.gov, or by facsimile at (317) 233-4236.

8. The hearing will address the issues contained in the Complaint filed December 16, 2008, a copy of which is attached hereto and incorporated by reference as Exhibit A.

9. A party who fails to attend or participate in a prehearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under section 24 of IC 4-21.5-3.

10. Pursuant to IC 4-21.5-3-34, this Board may afford the parties the opportunity to informally settle matters and present such settlements for adoption by the Board. However, this section does not require any person to settle a matter under this Agency's informal procedures.

All of which is ORDERED, ADJUDGED AND DECREED, this 02  
day of February, 2009.

  
\_\_\_\_\_  
Frances L. Kelly,  
Executive Director  
Indiana Professional  
Licensing Agency

Copies to:

Julius D. Bryson  
313 Berkley Court, #1  
Radcliff, KY 40160

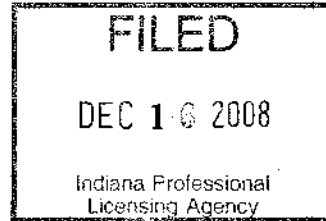
**CERTIFIED MAIL NO.** 7002 0510 0002 5862 8741

Natalie R. Stidd  
Deputy Attorney General  
Office of the Attorney General  
Indiana Government Center South  
402 W. Washington Street, 5<sup>th</sup> Floor  
Indianapolis, IN 46204



BEFORE THE STATE BOARD OF  
BARBER EXAMINERS  
CAUSE NO: SBBE 08-13

IN THE MATTER OF THE LICENSE OF )  
JULIUS D. BRYSON )  
LICENSE NO.: BA10600082 (Active) )



**COMPLAINT**

This complaint is brought against the barber license of Julius D. Bryson ("Respondent"), by the State of Indiana, by counsel, Deputy Attorney General Natalie R. Stidd, on behalf of the Office of the Attorney General ("Petitioner") and pursuant to Indiana Code § 25-1-7-7, Indiana Code § 25-1-6-3, Indiana Code § 25-7 *et seq.*, the Administrative Orders and Procedures Act, Indiana Code § 4-21.5-3 *et seq.*, and Indiana Code § 25-1-11-1 *et seq.*, and in support, Petitioner alleges and states:

**FACTS**

1. Respondent's address on file with the State Board of Barber Examiners ("Board") is 313 Berkley Court, #1, Radcliff, Kentucky 40160. Respondent is a licensed barber holding license number BA10600082 (Active).

2. On or about January 9, 2007, Indiana Professional Licensing Agency ("IPLA") Inspectors Larry Harvey ("Harvey") and Jeanne Z. Tucker ("Tucker") conducted an inspection of Reflexions Barber College ("Reflexions"), a licensed barber school holding license number SC30500002 (Expired). Reflexions' address on file with the Board is 313 Spring Street, New Albany, Indiana 47150.

3. At all time relevant herein, IPLA records indicate that Reflextions was owned by Marshall Pence ("Pence"), a licensed barber and barber instructor holding license numbers BA10400047 (Expired) and BI10400050 (Expired), respectively.

4. At the time of the inspection, Respondent was operating as manager of Reflextions. Respondent informed Harvey and Tucker that there had been no licensed instructor at Reflextions since October 2006. Subsequently, Petitioner learned that in August 2006, Pence was taken into custody by the United States Marshal.<sup>1</sup>

5. Additionally, Respondent admitted to Harvey and Tucker that he had signed Pence's name to the Monthly Verified Report submitted to IPLA, attesting to the hours of instruction completed by students, for August 2006 through November 2006.

6. The Monthly Verified Report for September 2006, reflects that Respondent enrolled a new student, Robert V. Jones, to Reflextions on September 5, 2006.

#### COUNT I

7. Paragraphs 1-6 are repeated and incorporated herein by reference.

8. Respondent's conduct as described above constitutes a violation of Indiana Code § 25-1-11-5(a)(1)(B) in that Respondent engaged in material deception in the course of professional activities when Respondent submitted to IPLA Monthly Verified Reports, upon which Respondent had signed Pence's name, for October 2006 through November 2006.

#### COUNT II

9. Paragraphs 1-8 are repeated and incorporated herein by reference.

10. Respondent's conduct as described above constitutes a violation of Indiana Code § 25-1-11-5(a)(4)(A) in that Respondent continued to practice although he has become unfit to practice due to professional incompetence by undertaking professional activities for which

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<sup>1</sup> Marshall Pence was adjudicated guilty of possession with intent to distribute cocaine on April 21, 2008. Pence is currently serving his sentence at the Federal Correctional Institution in Ashland, Kentucky.



Respondent was not qualified when he undertook the operations of Reflexions without being licensed as a barber instructor.

**WHEREFORE**, Petitioner requests an order against the Respondent, that:

1. Imposes the appropriate disciplinary sanctions.
2. Directs Respondent to immediately pay all of the costs incurred in the prosecution of this case; and
3. Provides any other relief the Board deems just and proper under Indiana Code § 25-1-11-12.

Respectfully submitted,

STEVE CARTER  
Attorney General of Indiana

By: Natalie R. Stidd  
Natalie R. Stidd  
Deputy Attorney General  
Attorney No.: 28081-55

Office of the Attorney General  
Indiana Government Center South, Fifth Floor  
302 W. Washington Street  
Indianapolis, IN 46204  
(317) 232-6229

**CERTIFICATE OF SERVICE**

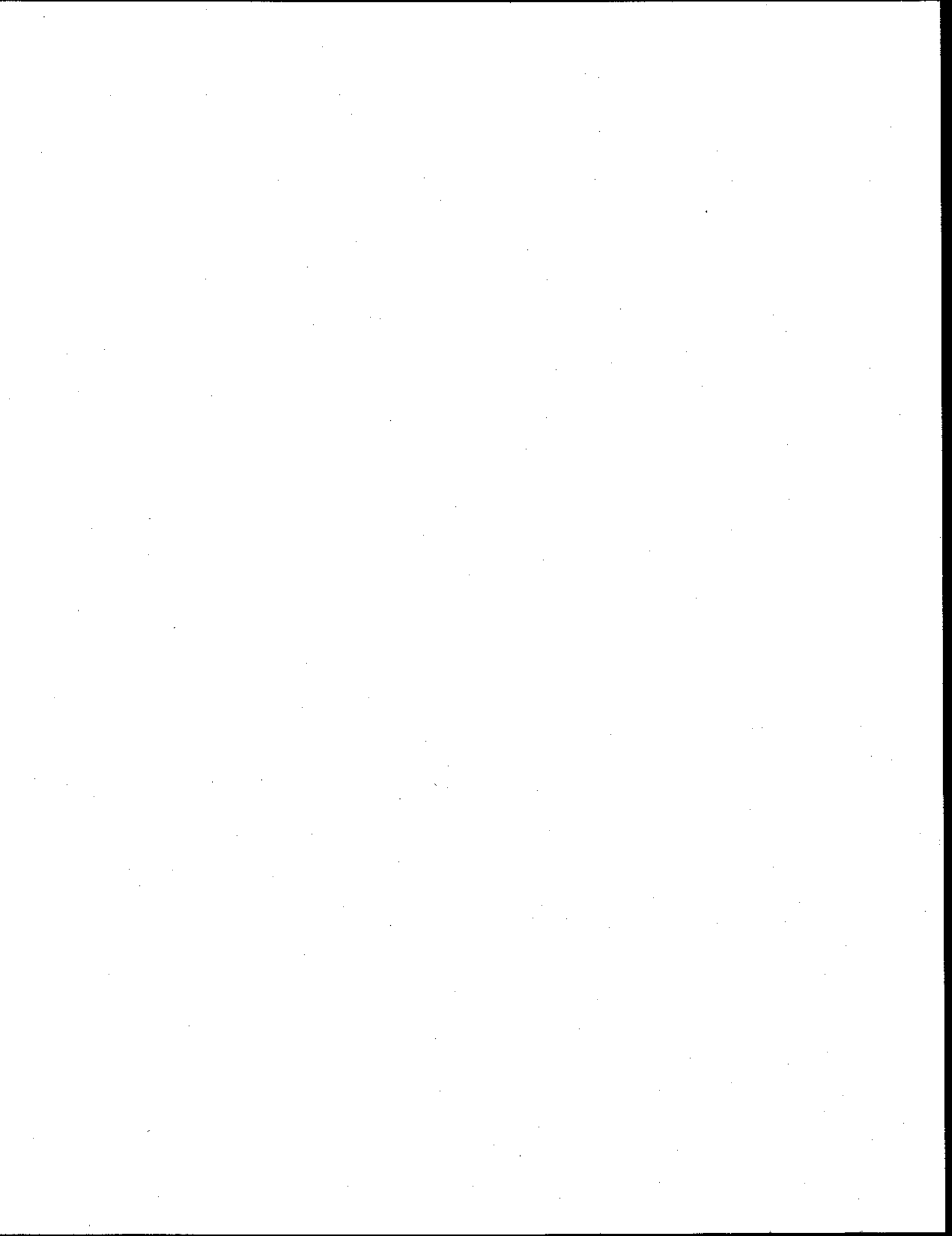
I hereby certify that on the 17<sup>th</sup> day of December, 2008 a true and correct copy of the foregoing Complaint was served on the following party via First Class U.S. Mail, postage prepaid.

Julius D. Bryson  
313 Berkley Court, #1  
Radcliff, KY 40160

Natalie R. Stidd  
Natalie R. Stidd, #28081-55  
Deputy Attorney General







**REQUEST FOR WAIVER OF THREE YEAR DEADLINE TO PASS THE  
BARBER EXAMINATION**

**NAME:** Kevin LaMonte Dean

**GRADUATED BARBER SCHOOL:** August 7, 1991

**REMARKS:** Pursuant to 816 IAC 1-2-19, applicants must pass the exam within three years from the date of graduation from barber school. This deadline can be waived if the applicant is unable to meet the deadline and shows good cause.

Mr. Dean graduated from barber school August 7, 1991, however he failed to pass the exam within the three year deadline. He has never made an attempt at the examination. He was incarcerated for 425 days starting October 23, 2001 and again June 2, 2005 for 670 days. He was not incarcerated until 10 years after he graduated.



To: BARBER BOARD  
From: KEVIN DEAR

I was instructed to write  
a letter of Waiver and submit  
my criminal history. I am  
enclosing such documents. I know  
it's been more than three (3)  
years since I graduated the  
course. I'm just asking could  
I be put on the list for  
the February Exam, it is  
important to me to pursue  
my profession.

Sincerely  
Kevin Dear

RECEIVED  
JAN 16 2009  
Indiana Professional  
Licensing Agency





## INDIANA STATE POLICE

## LIMITED CRIMINAL HISTORY

State Form 13070 (R 2/3-98)

The following is an edited transcript of the criminal history record contained in the files of the Central Repository, Indiana State Police. All entries are based on information supported by fingerprints in this agency.

Information released to:  
KEVIN LAMONTE DEAN

Date: 01/14/2009  
Page: 1 of 4  
Receipt Num: 8627575  
Amt of Payment: \$ 7.00  
Operator: DEBRA02

*Is in accordance with IC 10-13-3-27 and may not be used for any other purpose.*

## SUBJECT OF RECORD

Name	Birth Date	Sex	Race
DEAN, KEVIN	01/04/1968	M	B

Offender Name  
DEAN, KEVIN

SID#  
345778

Sex	Race	Birth Date	Hgt	Wgt	Eyes	Hair	Plc. of Birth
M	B	01/04/1968	510	170	BRO	BLK	US

## Alias(es)

BRADSON, MARK  
DEAN, KEVIN  
KEVIN, DEAN

## Date(s) of Birth

01/04/1968  
10/13/1984

Arrest 1 12/28/2007

## Arrest Detail:

Agency Case: 22271  
Agency: BOONE CO SHERIFF DEPT (IN0060000)  
Original Charge: 001 OF BATTERY  
Class/Level:

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## Prosecutor/Court Detail:

Cause Number: 06D020706CM700  
Filed Charge: BATTERY  
Class/Level: B MISDEMEANOR  
Disposition: DISMISSED

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Arrest...2 10/22/2006

Arrest Detail:

Agency Case: 1000328933  
Agency: MARION CO SHERIFF DEPT (IN0490000)  
Original Charge: POSS OF A FIREARM BY A VIOLENT FELON  
Class/Level:

Prosecutor/Court Detail:

Cause Number: 49G010610FB204484  
Filed Charge: CARRYING A HANDGUN WITHOUT A LICENSE  
Class/Level: A MISDEMEANOR  
Disposition: DISMISSED

Filed Charge: CARRYING A HANDGUN WITHOUT A LICENSE  
Class/Level: C FELONY  
Disposition: DISMISSED

Filed Charge: UNLAWFUL POSS. OF A FIREARM BY SERIOUS VIOLENT FELON  
Class/Level: B FELONY  
Disposition: NOT GUILTY

Arrest...3 08/31/2006

Arrest Detail:

Agency Case: 1000328933  
Agency: INDIANAPOLIS POLICE DEPT - (INIPD0000)  
Original Charge: PI  
Class/Level:  
Original Charge: DOC  
Class/Level:  
Original Charge: RLE BY FORCE  
Class/Level:

Prosecutor/Court Detail:

Cause Number: 49F190609CM165318  
Filed Charge: DISORDERLY CONDUCT  
Class/Level: B MISDEMEANOR  
Disposition: DISMISSED

Filed Charge: PUBLIC INTOXICATION  
Class/Level: B MISDEMEANOR  
Disposition: DISMISSED

Filed Charge: RESISTING LAW ENFORCEMENT  
Class/Level: A MISDEMEANOR  
Amended Charge: RESISTING LAW ENFORCEMENT  
Class/Level: A MISDEMEANOR  
Disposition: GUILTY

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Sentence: 365D

Suspended: 363D

Arrest\_\_\_4 08/23/2006

Arrest Detail:

Agency Case: 1000328933  
Agency: MARION CO SHERIFF DEPT (IN0490000)  
Original Charge: DRIVING WITHOUT LICENSE  
Class/Level:

Prosecutor/Court Detail:

Cause Number: 49F130605CM79347  
Filed Charge: DRIVING WHILE SUSPENDED  
Class/Level: A MISDEMEANOR  
Disposition: DISMISSED

Arrest\_\_\_5 06/02/2005

Arrest Detail:

Agency Case: 1000328933  
Agency: INDIANAPOLIS POLICE DEPT - (INIPD0000)  
Original Charge: OPER VEH W INTOX W PRIOR W PASS U 18 FD  
Class/Level:

Prosecutor/Court Detail:

Cause Number: 49F090506FD92871  
Filed Charge: DRIVING WHILE SUSPENDED  
Class/Level: A MISDEMEANOR  
Amended Charge: DRIVING WHILE SUSPENDED  
Class/Level: A MISDEMEANOR  
Disposition: GUILTY  
Sentence: 180D Suspended: 180D  
Probation: 180D

Filed Charge: OPERATING A VEHICLE WHILE INTOXICATED  
Class/Level: D FELONY  
Amended Charge: OPERATING A VEHICLE WHILE INTOXICATED  
Class/Level: D FELONY  
Disposition: GUILTY  
Sentence: 745D Suspended: 490D  
Probation: 365D

Arrest\_\_\_6 03/05/2004

Arrest Detail:

Agency Case: 1000328933  
Agency: INDIANAPOLIS POLICE DEPT - (INIPD0000)  
Original Charge: 1 OF RESISTING LAW ENFORCEMENT

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Class/Level: M

Prosecutor/Court Detail:

Cause Number: 49F080403CM38680  
Filed Charge: RESISTING LAW ENFORCEMENT  
Class/Level: A MISDEMEANOR  
Disposition: DISMISSED

Arrest ..7 10/23/2001

Arrest Detail:..

Agency Case: 1000328933  
Agency: INDIANAPOLIS POLICE DEPT - (INIPD0000)  
Original Charge: OPERATING VEHICLE WHILE INTOXICATED  
Class/Level: M

Prosecutor/Court Detail:

Cause Number: 49F090110CM207179  
Filed Charge: DRIVING WHILE SUSPENDED  
Class/Level: A MISDEMEANOR  
Disposition: DISMISSED

Filed Charge: OPERATING A VEHICLE WITH A BAC OF .15 OR MORE  
Class/Level: A MISDEMEANOR  
Disposition: DISMISSED

Filed Charge: OPERATING A VEHICLE WITH A BAC OF .10 OR MORE  
Class/Level: D FELONY  
Amended Charge: OPERATING A VEHICLE WITH A BAC OF .10 OR MORE  
Class/Level: D FELONY  
Disposition: GUILTY  
Sentence: 545D  
Probation: 365D  
Suspended: 425D

\*\* End of known record \*\*

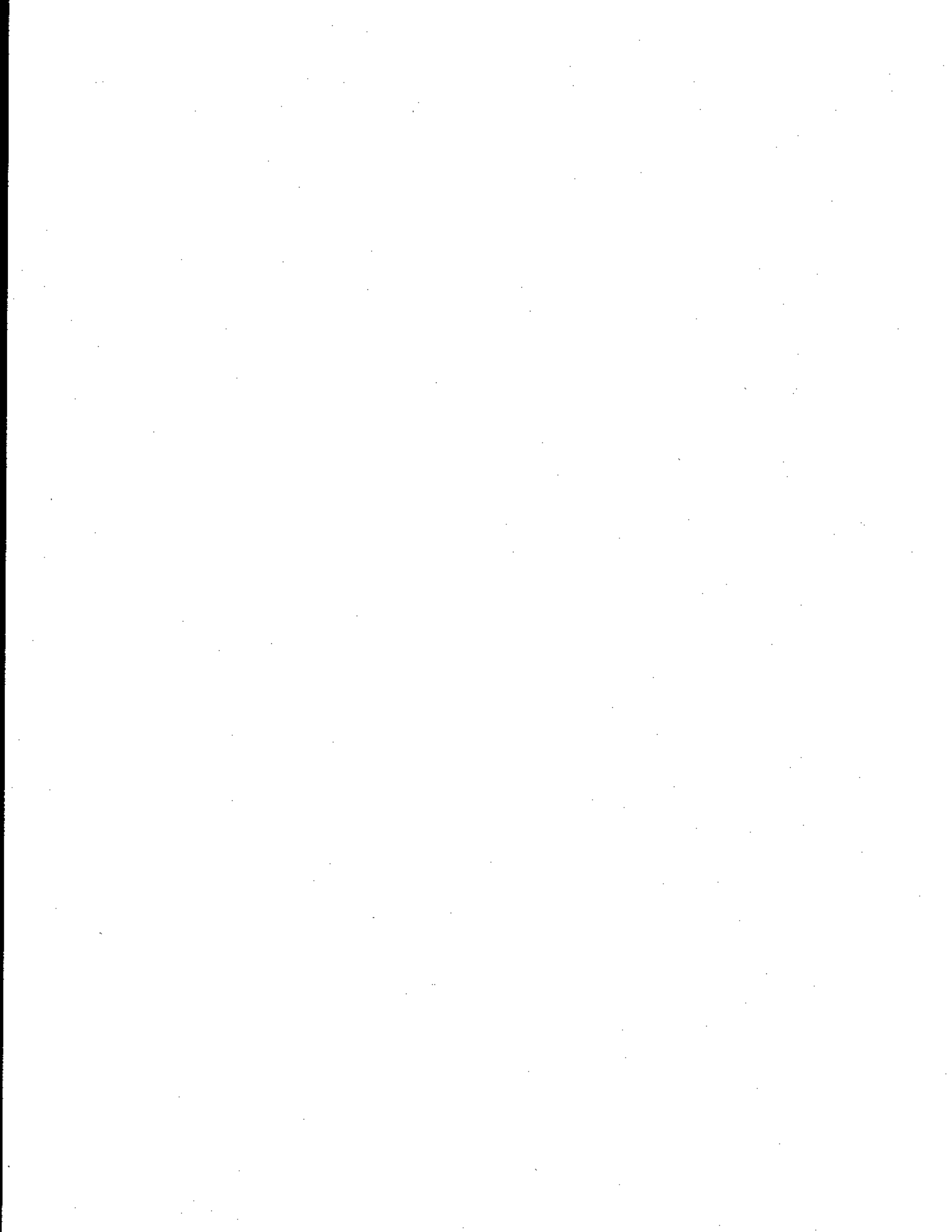
Results based solely on information provided.

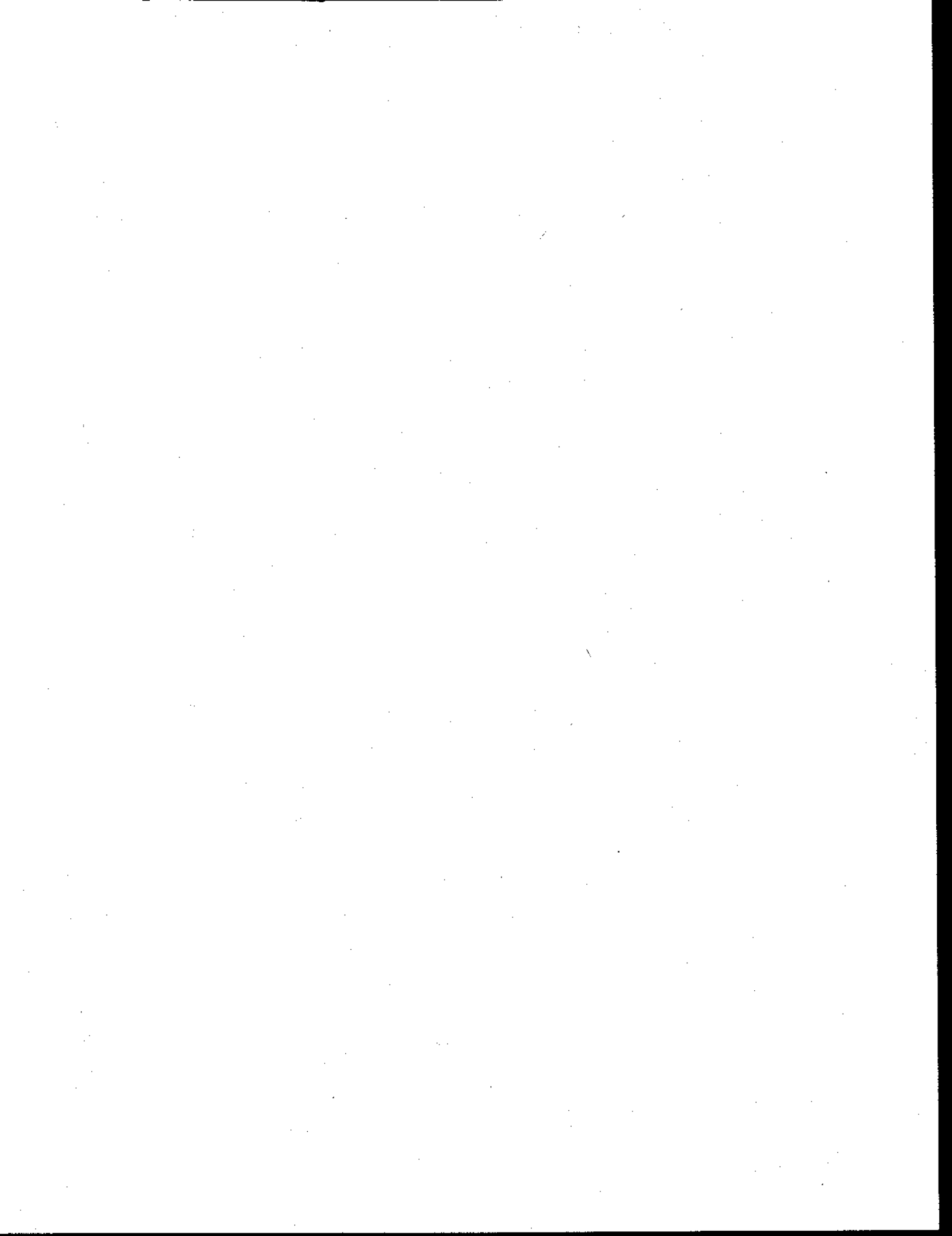
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## Office of the Executive Director

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Governor Mitchell E. Daniels, Jr.

### Memorandum

To: All PLA Board Directors & Operations Staff  
From: Frances L. Kelly  
Date: December 19, 2008  
Subject: State of Indiana Budget

As we discussed in our staff meeting this week, the State of Indiana is facing a financial crises. What I relayed to you this week was information relayed to all agency heads during a meeting held December 16, with the Governor and his budget staff.

The message was clear. THERE IS NO MONEY. All agencies are mandated to cut 10% from their budgets. We either cut it, or **they will cut it for us**. This means that we must revert of \$580,000 our budget back to the General Fund at the end of this fiscal year. The bulk of our budget is personnel and per diem expenses, so we will be forced to make cuts in those areas. In addition to the budget cuts, the Governor has indicated that all vacant positions must be reviewed by the Strategic Hiring Committee to evaluate the necessity of each position and out of state travel has been suspended.

Given the crisis that the agency faces, it is imperative that we all do our part to institute cost savings measures. Some of the measures will affect our staff, some will affect our license holders, while others will impact your boards. There is no single way to make these cuts. Here are some changes and requests to be implemented by January 01, 2009:

- *All status letters to applicants should be emailed instead of handled via regular mail. Our IT staff will be conducting training sessions with staff on how to attach the correspondence to the applicant's ILS file for internal recordkeeping purposes.*
- *The agency will no longer provide new license holders with full size wall licenses.*
- *License holders will not receive a new pocketcard each time they renew their license. They will be provided with on-line options to obtain proof of licensure.*
- *IT staff has been directed to research lower cost forms for all legally mandated mailings.*
- *Agenda packets will no longer be mailed. They will be made available in an electronic format. Additionally, our IT staff is working on making web pages available to each board member to obtain files associated with their meetings.*
- *We cannot pay board members to conduct settlement conferences that are not held in conjunction with a board meeting.*
- *The 2<sup>nd</sup> Deputy Director position will not be filled.*
- *Any vacant position will remain vacant for an extended period of time to insure a savings to the agency.*
- *Staff will be permitted, on a voluntary basis, to take approved time off without pay.*
- *We respectfully request that board members consider waiving their \$50 per diem or any part of their expenses they feel they could reasonable forgo without hardship.*

